

2015 DRAFTING REQUEST

Bill

Received: 10/8/2015 Received By: jkreye
For: Devin LeMahieu (608) 266-2056 Same as LRB:
May Contact: By/Representing: craig
Subject: Elections - miscellaneous Drafter: jkreye
Addl. Drafters: tkuczens
Extra Copies:

Submit via email: YES
Requester's email: Sen.LeMahieu@legis.wisconsin.gov
Carbon copy (CC) to: joseph.kreye@legis.wisconsin.gov
tracy.kuczenski@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Various changes to election law; technology, access and security package

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	jkreye 10/8/2015	anienaja 10/8/2015	_____			
/P1	jkreye 10/8/2015		_____	srose 10/8/2015		State S&L
/1		kfollett	_____	srose	srose	State

Vers. Drafted

Reviewed
10/8/2015

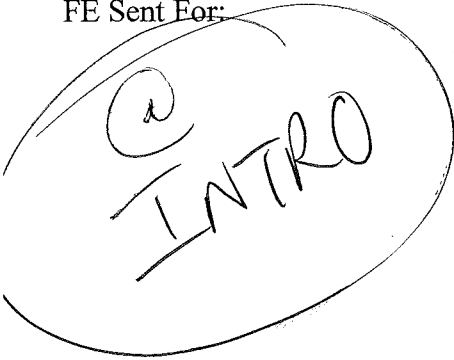
Proofed

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S&L

FE Sent For:



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INTRO

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me*

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FE Sent For:

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Kreye, Joseph

From: Summerfield, Craig
Sent: Thursday, October 08, 2015 2:19 PM
To: Kreye, Joseph
Cc: Bender-Olson, Katie; Zuleger, Chad
Subject: Two Revisions to Bill Draft
Attachments: 15-3535_P1.pdf; Elections Memo to Members.pdf

Importance: High

Joe,

Per my conversation with Chad from Rep. Bernier's office, could you please make the following revisions to LRB 3535/P1?

- ✓ Strike the section on Knowledge-Based Testing and replace it with a provision consistent with Bullet Point #21 on the attachment?
- ✓ Strike Section 28 ordering the Chief Election Officer to annually enter into an MOU with the Interstate Voter Registration Data Crosscheck Program. So, under the bill, the Chief Election Officer will only be able to enter into an agreement with the Electronic Registration Information Center.

Also, could you please give this an LRB # that we can circulate for cosponsors (i.e. – not a P-Draft)?

Finally, I think Katie mentioned she may have one more technical correction. If you could touch base with her, that would be great.

Best,

Craig Summerfield

Chief of Staff
Office of Senator Devin LeMahieu
Room 323 South
(608) 266-2056

Kreye, Joseph

From: Summerfield, Craig
Sent: Thursday, October 08, 2015 9:59 AM
To: Kreye, Joseph
Cc: Bender-Olson, Katie; Romportl, Dan
Subject: Online Registration Bill Draft
Attachments: 15-3126_P1.pdf

Importance: High

Hi Joe,

Preliminary draft attached. Could I get an LRB with Senator LeMahieu as the requestor?

Best,

Craig Summerfield

Chief of Staff
Office of Senator Devin LeMahieu
Room 323 South
(608) 266-2056



State of Wisconsin
2015 - 2016 LEGISLATURE

3535/P1
LRB-3126/P1
JK:all

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SA✓

in 11-7-15

Today

Regen.

1 **AN ACT** *to repeal* 6.26 and 7.515; *to renumber and amend* 6.28 (1); *to amend*
2 5.056, 5.85 (2) (b) 1., 5.85 (2) (b) 2., 5.90 (1), 5.91 (intro.), 6.22 (5), 6.24 (3), 6.25
3 (1) (a), 6.25 (1) (b), 6.275 (1) (b), 6.30 (1), 6.32, 6.33 (1), 6.33 (2) (a), 6.33 (2) (b),
4 6.34 (2), 6.34 (3) (a) 7. b., 6.35 (1) (intro.), 6.36 (1) (b) 1. a., 6.36 (2) (c), 6.40 (1)
5 (a) 1., 6.40 (1) (c), 6.50 (10), 6.55 (2) (b), 6.55 (2) (c) 1., 6.55 (2) (cs), 6.55 (2) (d),
6 6.55 (6), 6.79 (1m), 6.79 (2) (d), 6.86 (3) (b), 6.86 (3) (c), 6.87 (4) (b) 1., 6.87 (6),
7 7.03 (1) (d), 7.08 (1) (c), 7.30 (2) (a), 7.31 (1), 7.315 (1) (a), 7.315 (1) (b) 1., 7.315
8 (1) (b) 2., 7.315 (3), 7.37 (13), 7.51 (5) (b), 7.53 (1) (a), 7.53 (3) (a), 9.01 (1) (a) 1.,
9 17.29, 85.61 (1) and 343.027; and *to create* 5.02 (4g), 5.05 (16), 6.30 (5), 6.34
10 (2m), 6.34 (3) (a) 12., 6.34 (4), 6.35 (2), 6.36 (1) (ac), 6.36 (1) (ae), 6.87 (6d), 7.315
11 (4) and 7.315 (5) of the statutes; **relating to:** electronic voter registration,
12 verification of certain registrations, proof of residence for voting in an election,
13 authorizing Wisconsin to enter into agreements to share information related to
14 the registration and voting of electors; election registration officials; testing
15 election officials after training; electronic poll lists; election equipment

1 approval; overvoted ballots; voter registration proof of residency for an
2 individual in a residential care facility; counting of absentee ballots; witness
3 address required for valid absentee ballot; and granting rule-making
4 authority.

Analysis by the Legislative Reference Bureau

This bill makes the following changes to the election laws:

ELECTRONIC VOTER REGISTRATION

This bill permits a qualified elector to register to vote electronically, eliminates the position and responsibilities of special registration deputies, and requires the Government Accountability Board (GAB) to enter into agreements with other state election administrators to share information related to the registration and voting of qualified electors.

Currently, a qualified elector may register to vote at any election by mail, in person at the office of the municipal or county clerk or board of election commissioners for the municipality or county where the elector resides, or by completing a registration form with a special registration deputy no later than the 20th day before the election. A qualified elector may also register to vote at an election in person at the office of the municipal clerk or board of election commissioners for the municipality where the elector resides no later than 5 p.m. on the Friday before the election. In order to register, an elector must provide his or her name and address and certain other information required to ascertain his or her eligibility and must sign the form. With certain exceptions, an elector who registers after the 20th day before an election or an elector who registers by mail and who has not voted before in an election in this state must provide proof of residence prior to voting. Currently, the clerk or board of election commissioners must verify each registration received by mail or submitted by a special registration deputy by sending a first-class letter or postcard to the registrant at the registrant's address.

This bill permits a qualified elector who has a current and valid driver's license or identification card issued by the Department of Transportation (DOT) to register to vote at an election electronically on a secure Internet site maintained by GAB. The bill requires an electronic registration to be completed no later than the 20th day before an election in order to be valid for that election. Under the bill, a qualified elector enters the same information that appears on the current registration form and authorizes DOT to forward a copy of his or her electronic signature to GAB. The authorization affirms that all information provided by the elector is correct and has the same effect as if the elector signed the form personally. The bill also permits an elector who is currently registered to vote and who has a current and valid driver's license or identification card to electronically enter a change of name or address using a similar procedure.

In accordance with the existing procedure for verifying registrations that are not received at the office of the municipal clerk or board of election commissioners, the bill provides that when an electronic registration is received, GAB or the clerk or board of election commissioners of the elector's municipality of residence must verify each electronic registration by sending a first-class letter or postcard to the registrant at the registrant's address. Except as otherwise permitted under the bill, if the registrant is voting for the first time in an election in this state, the registrant must provide proof of residence before voting in the election. The bill creates one exception which provides that, if an elector who registers electronically provides his or her Wisconsin driver's license number, together with his or her name and date of birth, and GAB is able to verify the information electronically at the time of registration by electronically accessing DOT's records, the elector need not provide proof of residence prior to voting. The bill directs GAB and DOT to enter into an agreement that permits GAB to verify the necessary information instantly by accessing DOT's electronic files.

Currently, each municipal clerk and board of election commissioners must maintain a file of voter registration forms for the electors of the municipality. This bill provides that the clerk or board must maintain registrations that are entered electronically in the manner prescribed by GAB, by rule.

The changes to elector registration first apply with respect to registration for voting at the first spring or partisan primary election that follows the day on which the bill becomes law by at least six months.

Current law permits municipal clerks to appoint qualified electors to serve as special registration deputies in a municipality for the purpose of registering electors of that municipality prior to the close of registration. The municipal clerk may authorize a special registration deputy to register electors at a polling place if the registration process would be facilitated by that authorization. Individuals must generally complete training provided by GAB prior to serving as a special registration deputy. This bill eliminates the authority to appoint and use special registration deputies.

This bill requires the chief election officer to enter into the following agreements for the purpose of maintaining this state's statewide voter registration list:

1. The Interstate Voter Registration Data Crosscheck Program, an agreement with a group of states to share data and information related to the registration and voting of electors in this state and the other participating states.
2. The Electronic Registration Information Center, an agreement with a group of states to share data and information related to the registration and voting of electors in this state and the other participating states for the purpose of maintaining this state's statewide voter registration list.

ELECTION REGISTRATION OFFICIALS

This bill allows the municipal clerk or board of election commissioners to appoint election registration officials to register voters at the polling place on election day. The bill also requires election registration officials to receive the same training

as inspectors. Under the bill, the term “election registration official” refers to an individual who is appointed to register electors at the polling place.

KNOWLEDGE-BASED TESTING

Under current law, GAB must, by rule, prescribe requirements for certifying individuals to serve as chief inspectors for an election. The board must include training as part of those requirements, but the board may not require an individual who receives the training to take an examination. Current law also requires the board to prescribe training requirements for other election officials.

Under this bill, the board must establish a knowledge-based test to administer to individuals who receive training to become chief inspectors and other election officials to ensure that they understand election laws. Under the bill, the board does not have to promulgate rules to establish the knowledge-based test or to establish requirements for certifying chief inspectors.

ELECTRONIC POLL LISTS

This bill requires GAB to facilitate the creation and maintenance of electronic poll lists.

ELECTRONIC VOTING SYSTEMS

This bill allows GAB to certify any voting device, automatic tabulating equipment, or related equipment and materials for use in an electronic voting system, regardless of whether any such items are approved by the federal Election Assistance Commission.

Under current law, for the purpose of counting the votes cast using an electronic voting system, when an elector votes for more candidates for an office than are allowed to hold that office, an election official must create a duplicate ballot to record all the other votes that the elector cast and to eliminate the overvote. The official then marks the original and the duplicate and secures them both in the ballot container with the other ballots.

Under the bill, an election official may, instead, use the override function of the electronic voting system in order to record all votes of the elector on the original ballot other than the votes for the overvoted office. The official then marks the original ballot as an overvoted ballot and secures that ballot with the other ballots in the ballot container.

PROOF OF RESIDENCY; RESIDENTIAL CARE FACILITY

Under current law, an individual who wants to register to vote must present proof of residency. An individual may present any of number of different documents to prove where the individual lives, including a valid and current driver’s license or identification card, a property tax bill, an utility bill, a bank statement, or a check or other document issued by a governmental unit. Under current law, the proof of residency must specify the individual’s name and his or her complete and current residential address, including the numbered street address and the municipality.

Under this bill, for purposes of registering to vote with election registration officials, an occupant of a residential care facility may use a contract or intake document prepared by the residential care facility that specifies that the occupant

currently resides in the facility. The bill does not apply to occupants of a retirement home.

RECEIVING ABSENTEE BALLOTS BY MAIL

This bill changes the date by which an elector must return and a municipal clerk must receive an absentee ballot by mail. Under current law, an elector may vote by absentee ballot either in person or by returning a completed ballot by U.S. mail. Current law requires a municipal clerk to accept and count the votes on absentee ballots received by mail as long as the ballot is postmarked no later than election day and received in the office of the municipal clerk by 4 p.m. on the Friday following election day.

This bill retains the right of an elector to vote by absentee ballot by mail, but requires the elector to return the ballot so that it is received no later than 8 p.m. on election day. Under current law, the polls close at 8 p.m. on election day.

ABSENTEE BALLOTS; WITNESS CERTIFICATE

Under current law, in order to vote using an absentee ballot, an individual must complete a certificate, which certifies that the individual is a qualified elector. The individual must sign the certificate in the presence of a witness who must also sign the certificate and provide his or her name and address. Under this bill, an absentee ballot may not be counted if the certificate is missing the address of a witness.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 5.02 (4g) of the statutes is created to read:

2 5.02 (4g) "Election registration official" means an individual appointed to
3 register electors at the polling place, as provided under s. 6.55 (6).

4 **SECTION 2.** 5.05 (16) of the statutes is created to read:

5 5.05 (16) ELECTRONIC POLL LISTS. The board shall facilitate the creation and
6 maintenance of electronic poll lists for purposes of s. 6.79 including entering into
7 contracts with vendors and establishing programs for development and testing.

8 **SECTION 3.** 5.056 of the statutes is amended to read:

9 **5.056 Matching program with secretary of transportation.** The
10 administrator of the elections division of the board shall enter into the agreement

1 with the secretary of transportation specified under s. 85.61 (1) to match personally
2 identifiable information on the official registration list maintained by the board
3 under s. 6.36 (1) and the information specified in s. 6.34 (2m) with personally
4 identifiable information maintained by the department of transportation.

5 **SECTION 4.** 5.85 (2) (b) 1. of the statutes is amended to read:

6 5.85 (2) (b) 1. In case of an overvote for any office, the election officials ~~shall~~ may
7 either use the override function of the electronic voting system in order to eliminate
8 the votes for the overvoted office or make a true duplicate ballot of all votes on the
9 ballot except for the office that is overvoted in the manner described in this
10 subdivision. ~~The~~ If the election officials make a true duplicate ballot, they shall use
11 an official ballot of that kind used by the elector who voted the original ballot, and
12 one of the marking devices, so as to transfer all votes of the elector except for the office
13 overvoted to an official ballot of that kind used in the ward at that election. Unless
14 election officials are selected under s. 7.30 (4) (c) without regard to party affiliation,
15 whenever election officials of both of the 2 major political parties are present, the
16 election officials acting under this subdivision shall consist in each case of at least
17 one election official of each of the parties.

18 **SECTION 5.** 5.85 (2) (b) 2. of the statutes is amended to read:

19 5.85 (2) (b) 2. On any original ballot upon which there is an overvote, the
20 election officials shall, in the space on the ballot for official endorsement, identify the
21 ballot as an “Overvoted Ballot” and write a serial number. On ~~the~~ any duplicate
22 ballot produced under subd. 1., the election officials shall, in the space on the ballot
23 for official endorsement, identify the ballot as a “Duplicate Overvoted Ballot” and
24 write a serial number. The election officials shall place the same serial number on
25 each “Overvoted Ballot” and its corresponding “Duplicate Overvoted Ballot,”

1 commencing with number “1” and continuing consecutively for each of the ballots for
2 which a “Duplicate Overvoted Ballot” is produced in that ward or election district.
3 The election officials shall initial the “Duplicate Overvoted Ballot” ballots and shall
4 place them in the container for return of the ballots. The “Overvoted Ballot” ballots
5 and their envelopes shall be placed in the “Original Ballots” envelope.

6 **SECTION 6.** 5.90 (1) of the statutes is amended to read:

7 5.90 (1) Except as otherwise provided in this subchapter, recounts of votes cast
8 on an electronic voting system shall be conducted in the manner prescribed in s. 9.01.
9 Except as provided in this subsection, sub. (2), and s. 9.01 (1) (b) 8s., if the ballots are
10 distributed to the electors, the board of canvassers shall recount the ballots with
11 automatic tabulating equipment. The board of canvassers shall test the automatic
12 tabulating equipment to be used prior to the recount as provided in s. 5.84, and then
13 the official ballots or the record of the votes cast shall be recounted on the automatic
14 tabulating equipment. In addition, the board of canvassers shall check the ballots
15 for the presence or absence of the initials and other distinguishing marks, shall
16 examine the ballots marked “Rejected”, “Defective”, “Overvoted”, and “Objected to”
17 to determine the propriety of such labels, and shall compare the “Duplicate
18 Overvoted Ballots” and “Duplicate Damaged Ballots” with their respective originals
19 to determine the correctness of the duplicates. Unless a court orders a recount to be
20 conducted by another method under sub. (2), the board of canvassers may determine
21 to conduct the recount of a specific election by hand and may determine to conduct
22 the recount by hand for only certain wards or election districts. If electronic voting
23 machines are used, the board of canvassers shall perform the recount using the
24 permanent paper record of the votes cast by each elector, as generated by the
25 machines.

1 **SECTION 7.** 5.91 (intro.) of the statutes is amended to read:

2 **5.91 Requisites for approval of ballots, devices and equipment.** (intro.)

3 No ballot, voting device, automatic tabulating equipment, or related equipment and
4 materials to be used in an electronic voting system may be utilized in this state
5 unless it is ~~approved~~ certified by the board. The board may revoke its ~~approval~~
6 certification of any ballot, device, equipment or materials at any time for cause. No
7 ~~such ballot, voting device, automatic tabulating equipment or related equipment or~~
8 ~~material may be approved~~ The board may certify any such voting device, automatic
9 tabulating equipment, or related equipment or materials regardless of whether any
10 such item is approved by the federal election assistance commission, but the board
11 may not certify any ballot, device, equipment, or material to be used in an electronic
12 voting system unless it fulfills the following requirements:

13 **SECTION 8.** 6.22 (5) of the statutes is amended to read:

14 **6.22 (5) VOTING PROCEDURE.** ~~Except as provided in s. 7.515 and as authorized~~
15 in s. 6.25, the ballot shall be marked and returned, deposited and recorded in the
16 same manner as other absentee ballots. In addition, the certification under s. 6.87
17 (2) shall have a statement of the elector's birth date. Failure to return any unused
18 ballots in a primary election does not invalidate the ballot on which the elector casts
19 his or her votes.

20 **SECTION 9.** 6.24 (3) of the statutes is amended to read:

21 **6.24 (3) REGISTRATION.** The overseas elector shall register in the municipality
22 where he or she was last domiciled or where the overseas elector's parent was last
23 domiciled on a form prescribed by the board designed to ascertain the elector's
24 qualifications under this section. ~~The form~~ board shall be ensure that the form is

1 substantially similar to the original form under s. 6.33 (1), insofar as applicable.
2 Registration shall be accomplished in accordance with s. 6.30 (4) or (5).

3 **SECTION 10.** 6.25 (1) (a) of the statutes is amended to read:

4 6.25 (1) (a) Any individual who qualifies as a military elector under s. 6.22 (1)
5 (b) and who transmits an application for an official absentee ballot for any election,
6 including a primary election, no later than the latest time specified for the elector in
7 s. 6.86 (1) (b) may, in lieu of the official ballot, cast a federal write-in absentee ballot
8 prescribed under 42 USC 1973ff-2 for any candidate for an office listed on the official
9 ballot or for all of the candidates of any recognized political party for the offices listed
10 on the official ballot at that election if the federal write-in absentee ballot is received
11 by the appropriate municipal clerk no later than the applicable time prescribed in
12 s. 6.87 (6) ~~or 7.515 (3)~~.

13 **SECTION 11.** 6.25 (1) (b) of the statutes is amended to read:

14 6.25 (1) (b) Any individual who qualifies as an overseas elector under s. 6.24
15 (1) and who transmits an application for an official absentee ballot for an election for
16 national office, including a primary election, no later than the latest time specified
17 for an elector in s. 6.86 (1) (b) may, in lieu of the official ballot, cast a federal write-in
18 absentee ballot prescribed under 42 USC 1973ff-2 for any candidate or for all
19 candidates of any recognized political party for national office listed on the official
20 ballot at that election, if the federal write-in absentee ballot is received by the
21 appropriate municipal clerk no later than the applicable time prescribed in s. 6.87
22 (6) ~~or 7.515 (3)~~.

23 **SECTION 12.** 6.26 of the statutes, as affected by 2015 Wisconsin Act 39, is
24 repealed.

25 **SECTION 13.** 6.275 (1) (b) of the statutes is amended to read:

1 6.275 (1) (b) The total number of electors of the municipality residing in that
2 county who were preregistered on the deadline specified in s. 6.28 (1) (a), including
3 valid mail registrations which are postmarked by that day and valid electronic
4 registrations entered under s. 6.30 (5).

5 **SECTION 14.** 6.28 (1) of the statutes is renumbered 6.28 (1) (a) and amended to
6 read:

7 6.28 (1) ~~REGISTRATION LOCATIONS; DEADLINE; LOCATIONS.~~ (a) Except as authorized
8 in ss. 6.29, 6.55 (2), and 6.86 (3) (a) 2., registration in person for any an election shall
9 ~~elose~~ closes at 5 p.m. on the 3rd Wednesday preceding the election. Registrations
10 made by mail under s. 6.30 (4) must be delivered to the office of the municipal clerk
11 or postmarked no later than the 3rd Wednesday preceding the election. Electronic
12 registration under s. 6.30 (5) for an election closes at midnight on the 3rd Wednesday
13 preceding the election.

14 (b) All applications for registration corrections and additions may be made
15 throughout the year at the office of the city board of election commissioners, at the
16 office of the municipal clerk, at the office of the county clerk, or at other locations
17 provided by the board of election commissioners or the common council in cities over
18 500,000 population or by either or both the municipal clerk, or the common council,
19 village or town board in all other municipalities. Other registration locations may
20 include but are not limited to fire houses, police stations, public libraries, institutions
21 of higher education, supermarkets, community centers, plants and factories, banks,
22 savings and loan associations and savings banks. ~~Special registration deputies shall~~
23 ~~be appointed for each location unless the location can be sufficiently staffed by the~~
24 ~~board of election commissioners or the municipal clerk or his or her deputies.~~ An

1 elector who wishes to obtain a confidential listing under s. 6.47 (2) shall register at
2 the office of the municipal clerk of the municipality where the elector resides.

3 **SECTION 15.** 6.30 (1) of the statutes is amended to read:

4 6.30 (1) IN PERSON. An elector shall apply for registration in person, except as
5 provided under ~~sub.~~ subs. (4) and (5) and s. 6.86 (3) (a) 2.

6 **SECTION 16.** 6.30 (5) of the statutes is created to read:

7 6.30 (5) BY ELECTRONIC APPLICATION. An eligible elector who holds a current and
8 valid operator's license issued under ch. 343 or a current and valid identification card
9 issued under s. 343.50 may register electronically in the manner prescribed by the
10 board. The board shall maintain on the Internet a secure registration form that
11 enables the elector to enter the information required under s. 6.33 (1) electronically.
12 An elector who registers electronically under this subsection must authorize the
13 board to obtain from the department of transportation an electronic copy of the
14 elector's signature, which signature shall constitute an affirmation that all
15 information provided by the elector is correct and shall have the same effect as if the
16 elector had signed the application personally. The board shall include on the
17 registration form a place for the elector to give this authorization. Upon submittal
18 of the electronic application, the board shall obtain from the department of
19 transportation a copy of the electronic signature of the elector and shall integrate the
20 signature into the elector's electronic application. The board shall maintain the
21 electronically integrated application on file together with nonelectronic applications
22 and shall notify the municipal clerk or board of election commissioners of the
23 municipality where the elector resides of its receipt of each completed application.
24 The board shall also permit any elector who has a current and valid operator's license
25 issued to the elector under ch. 343 or a current and valid identification card issued

1 under s. 343.50 to make changes in his or her registration authorized under s. 6.40
2 (1) at the same Internet site that is used by electors for original registration under
3 this subsection. An elector shall attest to the correctness of any changes in the same
4 manner as provided in this subsection for information entered on an application for
5 original registration.

6 SECTION 17. 6.32 of the statutes is amended to read:

7 **6.32 Verification of certain registrations.** (1) Upon receipt of a
8 registration form that is submitted by mail under s. 6.30 (4) ~~or that is submitted by~~
9 ~~a special registration deputy appointed under s. 6.26~~ or by electronic application
10 under s. 6.30 (5), the board or municipal clerk shall examine the form for sufficiency.

11 (2) If the form is insufficient to accomplish registration or the board or clerk
12 knows or has reliable information that the proposed elector is not qualified, the board
13 or clerk shall notify the proposed elector within 5 days, if possible, and request that
14 the elector appear at the clerk's office or ~~other~~ another registration center location
15 to complete a proper registration or substantiate the information presented.

16 (3) If the form is submitted later than the close of registration, the board or
17 clerk shall make a good faith effort to notify the elector that he or she may register
18 at the clerk's office under s. 6.29 or at the proper polling place or other location
19 designated under s. 6.55 (2).

20 (4) If the form is sufficient to accomplish registration and the board or clerk has
21 no reliable information to indicate that the proposed elector is not qualified, the
22 board or clerk shall enter the elector's name on the registration list and transmit a
23 1st class letter or postcard to the registrant, specifying the elector's ward ~~or~~ and
24 aldermanic district, or both, if any, and polling place. The letter or postcard shall be
25 sent within 10 days of receipt of the form. If the letter or postcard is returned, or if

1 the board or clerk is informed of a different address than the one specified by the
2 elector, the board or clerk shall change the status of the elector on the list from
3 eligible to ineligible. The letter or postcard shall be marked in accordance with postal
4 regulations to ensure that it will be returned to the board or clerk if the elector does
5 not reside at the address given on the letter or postcard.

6 **SECTION 18.** 6.33 (1) of the statutes is amended to read:

7 6.33 (1) The board shall prescribe the format, size, and shape of registration
8 forms. All nonelectronic forms shall be printed on cards and each item of information
9 shall be of uniform font size, as prescribed by the board. Except as otherwise
10 provided in this subsection, electronic forms shall contain the same information as
11 nonelectronic forms. The municipal clerk shall supply sufficient forms to meet voter
12 registration needs. ~~The forms~~ board shall ~~be designed~~ design the form to obtain from
13 each ~~applicant~~ elector information as to name; date; residence location; location of
14 previous residence immediately before moving to current residence location;
15 citizenship; date of birth; age; the number of a current and valid operator's license
16 issued to the elector under ch. 343 or the last 4 digits of the elector's social security
17 account number; whether the ~~applicant~~ elector has resided within the ward or
18 election district for ~~at least 28~~ the number of consecutive days specified in s. 6.02 (1);
19 whether the ~~applicant~~ elector has been convicted of a felony for which he or she has
20 not been pardoned, and if so, whether the ~~applicant~~ elector is incarcerated, or on
21 parole, probation, or extended supervision; whether the ~~applicant~~ elector is
22 disqualified on any other ground from voting; and whether the ~~applicant~~ elector is
23 currently registered to vote at any other location. ~~The form~~ board shall include on
24 the nonelectronic form a space for the applicant's elector's signature and on the
25 electronic form the authorization specified under s. 6.30 (5). Below the space for the

1 signature or authorization, respectively, the form board shall state include the
2 following statement: "Falsification of information on this form is punishable under
3 Wisconsin law as a Class I felony." The form board shall include on the form a space
4 to enter the name of any ~~special registration deputy under s. 6.26 or 6.55 (6) or~~
5 inspector, municipal clerk, or deputy clerk under s. 6.55 (2) who obtains the form and
6 a space for the deputy, inspector, clerk, or deputy clerk to sign his or her name,
7 affirming that the deputy, inspector, clerk, or deputy clerk has accepted the form.
8 The form board shall include on the form a space for entry of the ward and aldermanic
9 district, if any, where the elector resides and any other information required to
10 determine the offices and referenda for which the elector is certified to vote. The form
11 board shall also include on the form a space where the clerk may record an indication
12 of whether the form is received by mail or by electronic application, a space where
13 the clerk shall record an indication of the type of identifying document submitted by
14 the elector as proof of residence under s. 6.34 or an indication that the elector's
15 information in lieu of proof of residence was verified under s. 6.34 (2m), the name of
16 the entity or institution that issued the identifying document, and, if the identifying
17 document includes a number that applies only to the individual holding that
18 document, that number. The form board shall also include on the form a space where
19 the clerk, for any applicant elector who possesses a valid voting identification card
20 issued to the person under s. 6.47 (3), may record the identification serial number
21 appearing on the voting identification card. Each county clerk shall obtain sufficient
22 registration forms for completion by an elector who desires to register to vote at the
23 office of the county clerk under s. 6.28 (4).

24 SECTION 19. 6.33 (2) (a) of the statutes is amended to read:

1 6.33 (2) (a) All information may be recorded by any person, except that the ward
2 and aldermanic district, if any, other geographic information under sub. (1), the
3 indication of whether the registration is received by mail or by electronic application,
4 the type of identifying document submitted by the elector as proof of residence under
5 s. 6.34 or an indication that the elector's information in lieu of proof of residence was
6 verified under s. 6.34 (2m), and any information relating to an applicant's elector's
7 voting identification card shall be recorded by the clerk. ~~Each applicant~~ Except as
8 provided in s. 6.30 (5), each elector shall sign his or her own name unless the
9 applicant elector is unable to sign his or her name due to physical disability. In such
10 case, the applicant elector may authorize another elector to sign the form on his or
11 her behalf. If the applicant elector so authorizes, the elector signing the form shall
12 attest to a statement that the application is made upon request and by authorization
13 of a named elector who is unable to sign the form due to physical disability.

14 **SECTION 20.** 6.33 (2) (b) of the statutes is amended to read:

15 6.33 (2) (b) Except as provided in s. 6.86 (3) (a) 2., the registration form shall
16 be signed by the registering elector before the clerk, issuing officer or ~~registration~~
17 ~~deputy election registration official~~. The form shall contain a certification by the
18 registering elector that all statements are true and correct.

19 **SECTION 21.** 6.34 (2) of the statutes is amended to read:

20 6.34 (2) ~~Upon~~ Except as provided in sub. (2m), upon completion of a registration
21 form prescribed under s. 6.33, each eligible elector who is required to register under
22 s. 6.27, who is not a military elector or an overseas elector, shall provide an
23 identifying document that establishes proof of residence under sub. (3). If the elector
24 registered by mail or by electronic application, the identifying document may not be
25 a residential lease.

1 **SECTION 22.** 6.34 (2m) of the statutes is created to read:

2 **6.34 (2m)** An elector who registers by electronic application under s. 6.30 (5)
3 is not required to provide proof of residence under sub. (2) if, at the time of
4 registration, the elector provides the number of a current and valid operator's license
5 issued under ch. 343 together with the elector's name and date of birth and the board
6 is able to verify the information specified under sub. (3) (b) using the system
7 maintained under sub. (4).

8 **SECTION 23.** 6.34 (3) (a) 7. b. of the statutes is amended to read:

9 **6.34 (3) (a) 7. b.** An identification card issued by a university, college or
10 technical college that contains a photograph of the cardholder if the university,
11 college, or technical college that issued the card provides a certified and current list
12 of students who reside in housing sponsored by the university, college, or technical
13 college and who are U.S. citizens to the municipal clerk prior to the election showing
14 the current address of the students and if the municipal clerk, ~~special registration~~
15 ~~deputy election registration official~~, or inspector verifies that the student presenting
16 the card is included on the list.

17 **SECTION 24.** 6.34 (3) (a) 12. of the statutes is created to read:

18 **6.34 (3) (a) 12.** For an occupant of a residential care facility, as defined in s.
19 6.875 (1) (bm), for the purpose of registering at the facility, a contract or intake
20 document prepared by the residential care facility that specifies that the occupant
21 currently resides in the facility. The contract or intake document may also identify
22 the room or unit in which the occupant resides.

23 **SECTION 25.** 6.34 (4) of the statutes is created to read:

24 **6.34 (4)** The board shall maintain a system that electronically verifies, on an
25 instant basis, information specified under sub. (3) (b) from the information

1 submitted in lieu of proof of residence under sub. (2m), using the information
2 maintained by the department of transportation pursuant to the board's agreement
3 with the secretary of transportation under s. 85.61 (1).

4 **SECTION 26.** 6.35 (1) (intro.) of the statutes is amended to read:

5 6.35 (1) (intro.) Under the direction of the municipal clerk or board of election
6 commissioners, the original registration forms shall be filed in one of the following
7 ways, except as provided in ~~sub.~~ subs. (1m) and (2):

8 **SECTION 27.** 6.35 (2) of the statutes is created to read:

9 6.35 (2) The board shall prescribe, by rule, the procedure and methods by which
10 municipal clerks and boards of election commissioners shall maintain records of
11 registrations that are entered electronically under s. 6.30 (5).

12 **SECTION 28.** 6.36 (1) (ac) of the statutes is created to read:

13 6.36 (1) (ac) The chief election officer shall annually enter into a memorandum
14 of understanding and agreement with the chief election officers of other states for the
15 purpose of participating in the Interstate Voter Registration Data Crosscheck
16 Program. Under the agreement, the chief election officer shall transfer information
17 and data related to the registration and voting of electors in this state to the other
18 signatories of the memorandum of understanding in order to maintain the official
19 registration list under this section. The chief election officer shall ensure that any
20 agreement entered into under this paragraph safeguards the confidentiality of
21 information or data in the registration list to which access is restricted under par. (b)
22 1. a. and that is transferred as provided under this paragraph.

23 **SECTION 29.** 6.36 (1) (ae) of the statutes is created to read:

24 6.36 (1) (ae) The chief election officer shall enter into a membership agreement
25 with Electronic Registration Information Center, Inc., for the purpose of maintaining

1 the official registration list under this section. Prior to entering into an agreement
2 under this paragraph, the chief election officer shall ensure that the agreement
3 safeguards the confidentiality of information or data in the registration list that may
4 be subject to transfer under the agreement and to which access is restricted under
5 par. (b) 1. a. If the chief election officer enters into an agreement under this
6 paragraph, the chief election officer shall comply with the terms of the agreement,
7 including the transmission of information and data related to the registration of
8 electors in this state to the Electronic Registration Information Center, Inc., for
9 processing and sharing with other member states and governmental units.

10 **SECTION 30.** 6.36 (1) (b) 1. a. of the statutes is amended to read:

11 6.36 (1) (b) 1. a. Except as provided in pars. (ac), (ae), (bm), and (bn), no person
12 other than an employee of the board, a county clerk, a deputy county clerk, an
13 executive director of a county board of election commissioners, a deputy designated
14 by the executive director, a municipal clerk, a deputy municipal clerk, an executive
15 director of a city board of election commissioners, or a deputy designated by the
16 executive director may view the date of birth, operator's license number, or social
17 security account number of an elector, the address of an elector to whom an
18 identification serial number is issued under s. 6.47 (3), or any indication of an
19 accommodation required under s. 5.25 (4) (a) to permit voting by an elector.

20 **SECTION 31.** 6.36 (2) (c) of the statutes is amended to read:

21 6.36 (2) (c) The list shall contain, next to the name of each elector, an indication
22 of whether proof of residence under s. 6.34 is required for the elector to be permitted
23 to vote. If proof of residence is provided, the type of identifying document submitted
24 by the elector and the name of the entity or institution that issued the identifying
25 document, or an indication that the information provided by the elector in lieu of

1 proof of residence was verified under s. 6.34 (2m), shall be entered on the list in the
2 space provided. Proof Except as provided in s. 6.34 (2m), proof of residence is
3 required if the elector is not a military elector or an overseas elector and the elector
4 registers by mail or by electronic application and has not previously voted in an
5 election in this state.

6 **SECTION 32.** 6.40 (1) (a) 1. of the statutes is amended to read:

7 6.40 (1) (a) 1. Any registered elector may transfer registration after a change
8 of residence within the state by filing in person with the municipal clerk of the
9 municipality where the elector resides or by mailing to the municipal clerk a signed
10 request stating his or her present address, affirming that this will be his or her
11 residence for ~~28~~ the number of consecutive days specified in s. 6.02 (1) prior to the
12 election, and providing the address where he or she was last registered.
13 Alternatively, the elector may transfer his or her registration at the proper polling
14 place or other registration location under s. 6.02 (2) in accordance with s. 6.55 (2) (a),
15 or, if the elector has a current and valid operator's license issued to the elector under
16 ch. 343 or a current and valid identification card issued to the elector under s. 343.50,
17 the elector may transfer his or her registration electronically under s. 6.30 (5). If an
18 elector is voting in the ward or election district where the elector formerly resided,
19 the change shall be effective for the next election.

20 **SECTION 33.** 6.40 (1) (c) of the statutes is amended to read:

21 6.40 (1) (c) *Name change.* Whenever an elector's name is legally changed,
22 including a change by marriage or divorce, the elector shall transfer his or her
23 registration to his or her legal name by appearing in person or mailing to the
24 municipal clerk a signed request for a transfer of registration to such name.
25 Alternatively, a registered elector may make notification of a name change at his or

1 her polling place under s. 6.55 (2) (d), or, if the elector has a current and valid
2 operator's license issued to the elector under ch. 343 or a current and valid
3 identification card issued under s. 343.50, the elector may make notification of a
4 name change electronically under s. 6.30 (5).

5 **SECTION 34.** 6.50 (10) of the statutes is amended to read:

6 6.50 (10) Any qualified elector whose registration is changed from eligible to
7 ineligible status under this section may reregister as provided under s. 6.28 (1), 6.29
8 (2), or 6.55 (2), or, if the elector has a current and valid operator's license issued to
9 the elector under ch. 343 or a current and valid identification card issued under s.
10 343.50, may reregister under s. 6.30 (5).

11 **SECTION 35.** 6.55 (2) (b) of the statutes is amended to read:

12 6.55 (2) (b) Upon executing the registration form under par. (a), the elector
13 shall provide proof of residence under s. 6.34. The signing by the elector executing
14 the registration form shall be in the presence of the special election registration
15 deputy official or inspector. Upon receipt of the registration form, the deputy official
16 or inspector shall enter both the type of identifying document submitted by the
17 elector as proof of residence and the name of the entity or institution that issued the
18 identifying document, and, if the identifying document includes a number that
19 applies only to the individual holding that document, that number in the space
20 provided on the form. ~~The deputy official~~ or inspector shall then print his or her name
21 on and sign the form, indicating that the deputy official or inspector has accepted the
22 form. Upon compliance with this procedure, the elector shall be permitted to cast his
23 or her vote, if the elector complies with all other requirements for voting at the polling
24 place.

25 **SECTION 36.** 6.55 (2) (c) 1. of the statutes is amended to read:

1 6.55 (2) (c) 1. As an alternative to registration at the polling place under pars.
2 (a) and (b), the board of election commissioners, or the governing body of any
3 municipality, may by resolution require a person who qualifies as an elector and who
4 is not registered and desires to register on the day of an election to do so at another
5 readily accessible location in the same building as the polling place serving the
6 elector's residence or at an alternate polling place assigned under s. 5.25 (5) (b),
7 instead of at the polling place serving the elector's residence. In such case, the
8 municipal clerk shall prominently post a notice of the registration location at the
9 polling place. An eligible elector who desires to register shall execute a registration
10 form as prescribed under par. (a) and provide proof of residence as provided under
11 s. 6.34. The signing by the person executing the registration form shall be in the
12 presence of the municipal clerk, deputy clerk, or special election registration deputy
13 official. Upon receipt of the registration form, the municipal clerk, deputy clerk, or
14 special election registration deputy official shall enter the type of identifying
15 document submitted by the elector as proof of residence, the name of the entity or
16 institution that issued the identifying document, and, if the identifying document
17 includes a number that applies only to the individual holding that document, the last
18 4 digits of that number in the space provided on the form. If the number on the
19 identifying document submitted by the elector has 6 or fewer digits, the clerk shall
20 enter only the last 2 digits of that number. The municipal clerk, the deputy clerk,
21 or the special election registration deputy official shall then print his or her name
22 and sign the form, indicating that the clerk, deputy clerk, or deputy official has
23 accepted the form. Upon proper completion of registration, the municipal clerk,
24 deputy clerk, or special election registration deputy official shall serially number the
25 registration and give one copy to the person for presentation at the polling place

1 serving the person's residence or an alternate polling place assigned under s. 5.25 (5)
2 (b).

3 **SECTION 37.** 6.55 (2) (cs) of the statutes is amended to read:

4 6.55 (2) (cs) The board shall provide to each municipal clerk a list prepared for
5 use at each polling place showing the name and address of each person whose name
6 appears on the list provided by the department of corrections under s. 301.03 (20m)
7 as ineligible to vote on the date of the election, whose address is located in the area
8 served by that polling place, and whose name does not appear on the poll list for that
9 polling place. Prior to permitting an elector to register to vote under this subsection
10 or s. 6.86 (3) (a) 2., the inspectors or ~~special election registration deputies~~ officials
11 shall review the list. If the name of an elector who wishes to register to vote appears
12 on the list, the inspectors or ~~special election registration deputies~~ officials shall
13 inform the elector or the elector's agent that the elector is ineligible to register to vote.
14 If the elector or the elector's agent maintains that the elector is eligible to vote in the
15 election, the inspectors or ~~special election registration deputies~~ officials shall permit
16 the elector to register but shall mark the elector's registration form as "ineligible to
17 vote per Department of Corrections." If the elector wishes to vote, the inspectors
18 shall require the elector to vote by ballot and shall challenge the ballot as provided
19 in s. 6.79 (2) (dm).

20 **SECTION 38.** 6.55 (2) (d) of the statutes is amended to read:

21 6.55 (2) (d) A registered elector who has changed his or her name but resides
22 at the same address, and has not ~~notified the municipal clerk previously provided~~
23 notice of the change under s. 6.40 (1) (c), shall notify the inspector of the change
24 before voting. The inspector shall then notify the municipal clerk at the time when
25 materials are returned under s. 6.56 (1). If an elector has changed both a name and

1 address, the elector shall register at the polling place or other registration location
2 under pars. (a) and (b).

3 **SECTION 39.** 6.55 (6) of the statutes, as affected by 2015 Wisconsin Act 39, is
4 amended to read:

5 6.55 (6) Any of the registration duties of inspectors under sub. (2) may be
6 carried out in the municipality by the municipal clerk ~~or by special registration~~
7 ~~deputies appointed by the municipal clerk or board of election commissioners at any~~
8 ~~polling place or other registration location whenever the clerk or board of election~~
9 ~~commissioners determines that the registration process provided for in that~~
10 ~~subsection will be facilitated thereby.~~ The municipal clerk, however, may not carry
11 out the registration duties of the inspectors under sub. (2) if the municipal clerk is
12 a candidate on the ballot for that election day. ~~The deputies shall be specially~~
13 ~~appointed by the clerk or board of election commissioners for one election only to~~
14 ~~conduct elector registration only.~~

15 **SECTION 40.** 6.79 (1m) of the statutes is amended to read:

16 6.79 (1m) SEPARATE POLL LISTS. ~~Two~~ An election officials official at each election
17 ward shall be in charge of and shall maintain ~~2 separate poll lists~~ a poll list
18 containing information relating to all persons voting. The municipal clerk may elect
19 to maintain the information on the lists list manually or electronically. If the clerk
20 elects to maintain the information manually, 2 election officials at each election ward
21 shall be in charge of and shall maintain 2 separate poll lists. If the lists are
22 maintained electronically, the board ~~shall prescribe~~ may establish a supplemental
23 list that contains the full name, address, and space for the entry of the signature of
24 each elector, or if the elector is exempt from the signature requirement under s. 6.36
25 (2) (a), the word “exempt”. If the lists ~~are~~ poll list is maintained electronically, the

1 ~~officials~~ official in charge of maintaining the list shall enter the information into an
2 electronic data recording system that enables retrieval of printed copies of the ~~lists~~
3 list at the polling place. The system employed is subject to the approval of the board.

4 **SECTION 41.** 6.79 (2) (d) of the statutes is amended to read:

5 6.79 (2) (d) If the poll list indicates that proof of residence under s. 6.34 is
6 required and the proof of identification document provided by the elector under par.
7 (a) does not constitute proof of residence under s. 6.34, the officials shall require the
8 elector to provide proof of residence. If proof of residence is provided, the officials
9 shall enter both the type of identifying document submitted as proof of residence and
10 the name of the entity or institution that issued the identifying document in the
11 space provided on the poll list and shall verify that the name and address on the
12 identifying document is the same as the name and address shown on the registration
13 list. If proof of residence is required and not provided, or if the elector does not
14 present proof of identification under par. (a), whenever required, the officials shall
15 offer the opportunity for the elector to vote under s. 6.97.

16 **SECTION 42.** 6.86 (3) (b) of the statutes is amended to read:

17 6.86 (3) (b) When each properly executed form and statement required under
18 par. (a) is presented to the municipal clerk, if the elector who proposes to vote is
19 qualified, an absentee ballot shall be issued and the name of such hospitalized elector
20 shall be recorded by the clerk ~~or special registration deputy~~. An agent who is issued
21 an absentee ballot under this section shall present documentation of his or her
22 identity, provide his or her name and address, and attest to a statement that the
23 ballot is received solely for the benefit of a named elector who is hospitalized, and the
24 agent will promptly transmit the ballot to such person.

25 **SECTION 43.** 6.86 (3) (c) of the statutes is amended to read:

1 6.86 (3) (c) An application under par. (a) 1. may be made and a registration form
2 under par. (a) 2. may be filed in person at the office of the municipal clerk not earlier
3 than 7 days before an election and not later than 5 p.m. on the day of the election.
4 A list of hospitalized electors applying for ballots under par. (a) 1. shall be made by
5 the municipal clerk and used to check that the electors vote only once, and by
6 absentee ballot. ~~If~~ Except as provided in s. 6.34 (2m), if the elector is registering for
7 the election after the close of registration or if the elector registered by mail or by
8 electronic application and has not voted in an election in this state, the municipal
9 clerk shall inform the agent that proof of residence under s. 6.34 is required and the
10 elector shall enclose proof of residence under s. 6.34 in the envelope with the ballot.
11 The clerk shall verify that the name on any required proof of identification presented
12 by the agent conforms to the name on the elector's application. The clerk shall then
13 enter his or her initials on the carrier envelope indicating that the agent presented
14 proof of identification to the clerk. The agent is not required to enter a signature on
15 the registration list. The ballot shall be sealed by the elector and returned to the
16 municipal clerk either by mail or by personal delivery of the agent; but if the ballot
17 is returned on the day of the election, the agent shall make personal delivery to the
18 polling place serving the hospitalized elector's residence before the closing hour or,
19 in municipalities where absentee ballots are canvassed under s. 7.52, to the
20 municipal clerk no later than 8 p.m. on election day.

21 **SECTION 44.** 6.87 (4) (b) 1. of the statutes is amended to read:

22 6.87 (4) (b) 1. Except as otherwise provided in s. 6.875, the elector voting
23 absentee shall make and subscribe to the certification before one witness who is an
24 adult U.S. citizen. The absent elector, in the presence of the witness, shall mark the
25 ballot in a manner that will not disclose how the elector's vote is cast. The elector

1 shall then, still in the presence of the witness, fold the ballots so each is separate and
2 so that the elector conceals the markings thereon and deposit them in the proper
3 envelope. If a consolidated ballot under s. 5.655 is used, the elector shall fold the
4 ballot so that the elector conceals the markings thereon and deposit the ballot in the
5 proper envelope. If proof of residence under s. 6.34 is required and the document
6 enclosed by the elector under this subdivision does not constitute proof of residence
7 under s. 6.34, the elector shall also enclose proof of residence under s. 6.34 in the
8 envelope. Proof Except as provided in s. 6.34 (2m), proof of residence is required if
9 the elector is not a military elector or an overseas elector and the elector registered
10 by mail or by electronic application and has not voted in an election in this state. If
11 the elector requested a ballot by means of facsimile transmission or electronic mail
12 under s. 6.86 (1) (ac), the elector shall enclose in the envelope a copy of the request
13 which bears an original signature of the elector. The elector may receive assistance
14 under sub. (5). The return envelope shall then be sealed. The witness may not be
15 a candidate. The envelope shall be mailed by the elector, or delivered in person, to
16 the municipal clerk issuing the ballot or ballots. If the envelope is mailed from a
17 location outside the United States, the elector shall affix sufficient postage unless the
18 ballot qualifies for delivery free of postage under federal law. Failure to return an
19 unused ballot in a primary does not invalidate the ballot on which the elector's votes
20 are cast. Return of more than one marked ballot in a primary or return of a ballot
21 prepared under s. 5.655 or a ballot used with an electronic voting system in a primary
22 which is marked for candidates of more than one party invalidates all votes cast by
23 the elector for candidates in the primary.

24 **SECTION 45.** 6.87 (6) of the statutes is amended to read:

1 6.87 (6) ~~Except as provided in s. 7.515 (3), the~~ The ballot shall be returned so
2 it is received by the municipal clerk no later than 8 p.m. on election day. Except in
3 municipalities where absentee ballots are canvassed under s. 7.52, if the municipal
4 clerk receives an absentee ballot on election day, the clerk shall secure the ballot and
5 cause the ballot to be delivered to the polling place serving the elector's residence
6 before the closing hour. ~~Except as provided in s. 7.515 (3), any~~ Any ballot not mailed
7 or delivered as provided in this subsection may not be counted.

8 **SECTION 46.** 6.87 (6d) of the statutes is created to read:

9 6.87 (6d) If a certificate is missing the address of a witness, the ballot may not
10 be counted.

11 **SECTION 47.** 7.03 (1) (d) of the statutes is amended to read:

12 7.03 (1) (d) Except as otherwise provided in par. (a), ~~special registration~~
13 ~~deputies appointed under s. 6.55 (6),~~ special voting deputies appointed under s. 6.875
14 (4) and other officials and trainees who attend training sessions under s. 7.15 (1) (e)
15 or 7.25 (5) may also be compensated by the municipality where they serve at the
16 option of the municipality.

17 **SECTION 48.** 7.08 (1) (c) of the statutes is amended to read:

18 7.08 (1) (c) Prescribe forms required by ss. 6.24 (3) and (4), 6.30 (4) and (5), 6.33
19 (1), 6.40 (1) (a), 6.47 (1) (am) 2. and (3), 6.55 (2), and 6.86 (2) to (3). All such forms
20 shall contain a statement of the penalty applicable to false or fraudulent registration
21 or voting through use of the form. Forms are not required to be furnished by the
22 board.

23 **SECTION 49.** 7.30 (2) (a) of the statutes is amended to read:

24 7.30 (2) (a) Only election officials appointed under this section or s. 6.875 may
25 conduct an election. Except as otherwise provided in this paragraph and in ss. 7.15

1 (1) (k) and 7.52 (1) (b), each election official shall be a qualified elector of a county in
2 which the municipality where the official serves is located, and each chief inspector
3 shall be a qualified elector of the municipality in which the chief inspector serves.
4 If no qualified candidate for chief inspector is available or if the chief inspector is
5 appointed to fill a vacancy under par. (b), the person so appointed need not be a
6 qualified elector of the municipality. If a municipal clerk or deputy clerk serves as
7 ~~a registration deputy or~~ is appointed to fill a vacancy under par. (b), the clerk or
8 deputy clerk need not be a resident of the county, but shall be a resident of the state.
9 No more than 2 individuals holding the office of clerk or deputy clerk may serve
10 without regard to county residency in any municipality at any election. ~~Special~~
11 ~~registration deputies who are appointed under s. 6.55 (6) may be appointed to serve~~
12 ~~more than one polling place.~~ All officials appointed under this section shall be able
13 to read and write the English language, be capable, and be of good understanding,
14 and may not be a candidate for any office to be voted for at an election at which they
15 serve. In 1st class cities, they may hold no public office other than notary public.
16 Except as authorized under subs. (1) (b) and (4) (c), all inspectors shall be affiliated
17 with one of the 2 recognized political parties which received the largest number of
18 votes for president, or governor in nonpresidential general election years, in the ward
19 or combination of wards served by the polling place at the last election. Excluding
20 the inspector who may be appointed under sub. (1) (b), the party which received the
21 largest number of votes is entitled to one more inspector than the party receiving the
22 next largest number of votes at each polling place. Whenever 2 or more inspectors
23 are required to perform a function within a polling place and both parties that are
24 entitled to submit nominees have done so, the chief inspector shall assign, insofar as
25 practicable, an equal number of inspectors from the nominees of each party.

1 **SECTION 50.** 7.31 (1) of the statutes is amended to read:

2 7.31 (1) The board shall, ~~by rule, prescribe~~ establish requirements for
3 certification of individuals to serve as chief inspectors. The requirements shall
4 include a requirement to attend at least one training session held under sub. (5)
5 before beginning service. ~~The requirements shall not include taking an examination~~
6 To ensure that chief inspectors have received appropriate training under this
7 subsection, the board shall establish a knowledge-based test to administer to
8 individuals who receive the training to become chief inspectors.

9 **SECTION 51.** 7.315 (1) (a) of the statutes is amended to read:

10 7.315 (1) (a) The board shall, by rule, prescribe the contents of the training that
11 municipal clerks must provide to inspectors, other than chief inspectors, and to
12 special voting deputies appointed under s. 6.875, ~~and to special registration deputies~~
13 ~~appointed under ss. 6.26 and 6.55 (6).~~

14 **SECTION 52.** 7.315 (1) (b) 1. of the statutes is amended to read:

15 7.315 (1) (b) 1. Each inspector other than a chief inspector and each special
16 voting deputy appointed under s. 6.875 ~~and special registration deputy appointed~~
17 ~~under s. 6.26 or 6.55 (6)~~ shall view or attend at least one training program every 2
18 years. Except as provided in subd. 2., no individual may serve as an inspector, other
19 than a chief inspector, or as a special voting deputy under s. 6.875, ~~or as a special~~
20 ~~registration deputy under s. 6.26 or 6.55 (6)~~ at any election unless the individual has
21 completed training for that election provided by the municipal clerk pursuant to
22 rules promulgated under par. (a) within 2 years of the date of the election.

23 **SECTION 53.** 7.315 (1) (b) 2. of the statutes is amended to read:

24 7.315 (1) (b) 2. Only when an individual who has received training under subd.
25 1. is unavailable to perform his or her election duties due to sickness, injury, or other

1 unforeseen occurrence may an individual who has not received training under subd.
2 1. be appointed to serve as an inspector, other than chief inspector, or a special voting
3 deputy ~~or special registration deputy~~. The appointment of an individual to serve
4 under this subdivision shall be for a specific election and no individual may be
5 appointed under this subdivision more than one time in a 2-year period.

6 **SECTION 54.** 7.315 (3) of the statutes is amended to read:

7 7.315 (3) The board may produce and periodically reissue as necessary a video
8 program for the purpose of training election officials, including special voting
9 deputies and ~~special registration deputies~~ election registration officials. The board
10 shall make any such program available for viewing electronically through an
11 Internet-based system.

12 **SECTION 55.** 7.315 (4) of the statutes is created to read:

13 7.315 (4) Election registration officials shall receive the training as provided
14 under this section for inspectors, other than chief inspectors.

15 **SECTION 56.** 7.315 (5) of the statutes is created to read:

16 7.315 (5) To ensure that election officials have an understanding of election
17 laws, the board shall establish a knowledge-based test to administer to individuals
18 who receive the training to become election officials.

19 **SECTION 57.** 7.37 (13) of the statutes is amended to read:

20 7.37 (13) CLOSING OF POLLS. For each polling place, the municipal clerk shall
21 designate an official of the municipality who shall position himself or herself at the
22 end of the line of individuals waiting to vote, if any, at the time that the polls officially
23 close. The official may be an inspector ~~or special registration deputy~~ appointed under
24 s. 6.55 (6) who serves at that polling place, an employee of the municipal clerk or a

1 police officer. Only individuals in line ahead of the official shall be permitted to vote
2 under s. 6.78 (4).

3 **SECTION 58.** 7.51 (5) (b) of the statutes is amended to read:

4 7.51 (5) (b) The municipal clerk shall deliver all ballots, statements, tally
5 sheets, lists, and envelopes relating to a school district election to the school district
6 clerk, excluding ~~any absentee ballots that are received after the closing hour on~~
7 ~~election night and~~ any provisional ballots, by 4 p.m. on the day following each such
8 election and shall deliver to the school district clerk any amended statements, tally
9 sheets, and lists for additional provisional ~~and absentee~~ ballots canvassed under s.
10 6.97 (4) ~~or 7.515 (6) (b)~~ no later than 4 p.m. on the Monday after the election. The
11 municipal clerk shall deliver to the county clerk the ballots, statements, tally sheets,
12 lists, and envelopes for his or her municipality relating to any county, technical
13 college district, state, or national election no later than 4 p.m. on the day following
14 each such election or, in municipalities where absentee ballots are canvassed under
15 s. 7.52, by 4 p.m. on the 2nd day following each such election, and shall deliver to the
16 county clerk any additional provisional ~~and absentee~~ ballots canvassed under s. 6.97
17 (4) ~~or 7.515 (6) (b)~~ together with amended statements, tally sheets, lists, and
18 envelopes no later than 4 p.m. on the Monday after the election. The person
19 delivering the returns shall be paid out of the municipal treasury. Each clerk shall
20 retain ballots, statements, tally sheets, or envelopes received by the clerk until
21 destruction is authorized under s. 7.23 (1).

22 **SECTION 59.** 7.515 of the statutes is repealed.

23 **SECTION 60.** 7.53 (1) (a) of the statutes, as affected by 2015 Wisconsin Act 37,
24 is amended to read:

1 7.53 (1) (a) Where the municipality constitutes one ward or combines all wards
2 to utilize a single polling place under s. 5.15 (6) (b), the canvass of the votes cast at
3 the polling place shall be conducted publicly under s. 7.51 and the inspectors, other
4 than any inspector appointed under s. 7.30 (1) (b), shall act as the municipal board
5 of canvassers. The inspectors shall then complete the return statement for all votes
6 cast at the polling place. If there are no provisional ballots that are eligible to be
7 counted under s. 6.97 ~~and the municipal clerk has not mailed or transmitted~~
8 ~~absentee ballots to any electors of the municipality that have not been returned by~~
9 ~~election night~~, and no absentee ballots are being canvassed under s. 7.52, the
10 inspectors may complete and sign the canvass statement and determination on
11 election night. In municipalities where absentee ballots are canvassed under s. 7.52,
12 after the canvass of the absentee ballots is completed under s. 7.52, the board of
13 absentee ballot canvassers shall reconcile the poll list of the electors who vote by
14 absentee ballot with the corresponding poll list of the electors who vote in person to
15 ensure that no elector is allowed to cast more than one ballot. If an elector who votes
16 in person has submitted an absentee ballot, the absentee ballot is void. Except as
17 authorized in par. (b), if one or more electors of the municipality have cast provisional
18 ballots that are eligible to be counted under s. 6.97 ~~or if the municipal clerk receives~~
19 ~~one or more absentee ballots by 4 p.m. on the Friday after the election that are eligible~~
20 ~~to be counted under s. 7.515 (6) (b)~~, the inspectors, acting as the board of canvassers,
21 shall reconvene no later than 9 a.m. on the Monday after the election to count the
22 valid provisional ~~and absentee~~ ballots and shall adjust the returns accordingly. The
23 inspectors, acting as the board of canvassers, need not reconvene if the municipal
24 clerk certifies that he or she has received no provisional ~~or absentee~~ ballots from the
25 time that the board of canvassers completed the initial canvass and 4 p.m. on the

1 Friday after the election. Upon completion of the canvass under this paragraph and
2 any canvass that is conducted under s. 7.52 and ascertainment of the results by the
3 inspectors or, in municipalities where absentee ballots are canvassed under s. 7.52,
4 by the inspectors and the board of absentee ballot canvassers, the municipal clerk
5 shall publicly read to the inspectors or the board of absentee ballot canvassers the
6 names of the persons voted for and the number of votes for each person for each
7 municipal office, the names of the persons declared by the inspectors or board of
8 absentee ballot canvassers to have won nomination or election to each municipal
9 office, and the number of votes cast for and against each municipal referendum
10 question.

11 **SECTION 61.** 7.53 (3) (a) of the statutes is amended to read:

12 7.53 (3) (a) In a common, union high or unified school district, the school district
13 clerk shall appoint 2 qualified electors of the school district prior to the date of the
14 election being canvassed who shall, with the school district clerk, constitute the
15 school district board of canvassers. If the school district clerk is a candidate at the
16 election being canvassed, the other 2 members of the board of canvassers shall
17 designate a 3rd member to serve in lieu of the clerk for that election. The school
18 district clerk shall appoint a member to fill any other temporary vacancy on the board
19 of canvassers. The canvass shall begin no later than 9 a.m. on the Tuesday after the
20 election, and shall continue, without adjournment, until completed. The board of
21 canvassers may return defective returns to the municipal board of canvassers in the
22 manner provided in s. 7.60 (3). If the board of canvassers meets before 4 p.m. on the
23 Monday after the election and thereafter receives amended statements, tally sheets,
24 and lists from a municipal clerk for provisional or absentee ballots that are eligible
25 to be counted under s. 6.97 (4) or ~~7.515 (6) (b)~~, the board of canvassers shall reconvene

1 no later than 9 a.m. on the Tuesday after the election and shall adjust the returns
2 accordingly. No later than 4 p.m. on the Tuesday after the election, the board of
3 canvassers shall complete the canvass and shall prepare a written statement
4 showing the numbers of votes cast for each person for each office and for and against
5 each question and shall prepare a determination showing the names of the persons
6 who are elected to the school board and the results of any school district referendum.
7 Following each primary election, the board of canvassers shall prepare a statement
8 certifying the names of the persons who have won nomination to the school board.
9 Each statement and determination shall be attested by each of the canvassers. The
10 board of canvassers shall file each statement and determination in the school district
11 office. The school district clerk shall certify nominations after each primary and
12 issue certificates of election to persons who are elected to the school board after each
13 election in the manner provided in sub. (4).

14 **SECTION 62.** 9.01 (1) (a) 1. of the statutes is amended to read:

15 9.01 (1) (a) 1. Any candidate voted for at any election or any elector who voted
16 upon any referendum question at any election may petition for a recount. The
17 petitioner shall file a verified petition or petitions with the proper clerk or body under
18 par. (ar) not earlier than the time of completion of the canvass following canvassing
19 of any valid provisional and absentee ballots under ss. 6.97 (4) and ~~7.515 (6)~~ and,
20 except as provided in this subdivision, not later than 5 p.m. on the 3rd business day
21 following the last meeting day of the municipal or county board of canvassers
22 determining the election for that office or on that referendum question following
23 canvassing of all valid provisional and absentee ballots or, if more than one board of
24 canvassers makes the determination, not later than 5 p.m. on the 3rd business day
25 following the last meeting day of the last board of canvassers which makes a

1 determination following canvassing of all valid provisional and absentee ballots. If
2 the chairperson of the board or chairperson's designee makes the determination for
3 the office or the referendum question, the petitioner shall file the petition not earlier
4 than the last meeting day of the last county board of canvassers to make a statement
5 in the election or referendum following canvassing of all valid provisional and
6 absentee ballots and not later than 5 p.m. on the 3rd business day following the day
7 on which the government accountability board receives the last statement from a
8 county board of canvassers for the election or referendum following canvassing of all
9 valid provisional and absentee ballots.

10 **SECTION 63.** 17.29 of the statutes is amended to read:

11 **17.29 Effect of chapter.** The provisions of this chapter supersede all contrary
12 provisions in either the general law or in special acts, except ss. ~~6.26 (2) (b)~~, 6.55 (6),
13 6.875, and 7.30 relating to appointed election officials and ch. 321 relating to the
14 military staff of the governor and to officers of the Wisconsin national guard or state
15 defense force; and shall govern all offices whether created by general law or special
16 act, unless otherwise specially provided.

17 **SECTION 64.** 85.61 (1) of the statutes is amended to read:

18 85.61 (1) The secretary of transportation and the administrator of the elections
19 division of the government accountability board shall enter into an agreement to
20 match personally identifiable information on the official registration list maintained
21 by the government accountability board under s. 6.36 (1) and the information
22 specified in s. 6.34 (2m) with personally identifiable information in the operating
23 record file database under ch. 343 and vehicle registration records under ch. 341 to
24 the extent required to enable the secretary of transportation and the administrator

1 of the elections division of the government accountability board to verify the accuracy
2 of the information provided for the purpose of voter registration.

3 **SECTION 65.** 343.027 of the statutes is amended to read:

4 **343.027 Confidentiality of signatures.** Any signature collected under this
5 chapter may be maintained by the department and shall be kept confidential, except
6 that the department shall release a signature or a facsimile of a signature to the
7 department of revenue for the purposes of administering state taxes and collecting
8 debt, to the government accountability board, in electronic or digital format, for the
9 purposes specified in s. 6.30 (5), to the person to whom the signature relates, to a
10 court, district attorney, county corporation counsel, city, village, or town attorney,
11 law enforcement agency, or to the driver licensing agency of another jurisdiction.

12 **SECTION 66. Nonstatutory provisions.**

13 (1) No later than the 20th day following the end of each calendar quarter, the
14 government accountability board and the department of transportation shall each
15 report to the appropriate standing committees of the legislature in the manner
16 provided in section 13.172 (3) of the statutes concerning its progress in implementing
17 an electronic voter registration system. The board and department shall continue
18 to file reports under this subsection until the board determines that implementation
19 is complete and the performance of the system is satisfactory.

20 **SECTION 67. Fiscal changes.**

21 (1) In the schedule under section 20.005 (3) of the statutes for the appropriation
22 to the government accountability board under section 20.511 (1) (a) of the statutes,
23 as affected by the acts of 2015, the dollar amount is increased by \$-0- for the first
24 fiscal year of the fiscal biennium in which this subsection takes effect to implement
25 an electronic voter registration system. In the schedule under section 20.005 (3) of

1 the statutes for the appropriation to the government accountability board under
2 section 20.511 (1) (a) of the statutes, as affected by the acts of 2015, the dollar amount
3 is increased by \$-0- for the second fiscal year of the fiscal biennium in which this
4 subsection takes effect to implement an electronic voter registration system.

5 (2) In the schedule under section 20.005 (3) of the statutes for the appropriation
6 to the department of transportation under section 20.395 (4) (aq) of the statutes, as
7 affected by the acts of 2015, the dollar amount is increased by \$-0- for the first fiscal
8 year of the fiscal biennium in which this subsection takes effect to implement an
9 electronic voter registration system. In the schedule under section 20.005 (3) of the
10 statutes for the appropriation to the department of transportation under section
11 20.395 (4) (aq) of the statutes, as affected by the acts of 2015, the dollar amount is
12 increased by \$-0- for the second fiscal year of the fiscal biennium in which this
13 subsection takes effect to implement an electronic voter registration system.

14 **SECTION 68. Initial applicability.**

15 (1) The treatment of sections 6.22 (5), 6.25 (1) (a) and (b), 6.87 (6), 7.51 (5) (b),
16 7.53 (1) (a) and (3) (a), and 9.01 (1) (a) 1. of the statutes first applies to elections held
17 no earlier than 6 months after the effective date of this subsection.

18 (2) The treatment of section 6.34 (3) (a) 12. of the statutes first applies to
19 registration applications filed on the effective date of this subsection.

20 (END)